

**AN ORDINANCE  
BY FINANCE/EXECUTIVE COMMITTEE:**

**01-0-1738**

**AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER, TO REFUND A TOTAL OF \$21,324.86 TO NINE HUNDRED AND SIXTY THREE PONCE DE LEON INC., FOR OVER PAYMENT OF 1996, 1997, 1998 AND 1999 SANITARY SERVICE CHARGES FOR PROPERTY AT 963 PONCE DE LEON AVE., SW, PROPERTY IDENTIFICATOIN NUMBER 14-0016-0011-007**

**WHEREAS**, the City of Atlanta, Department of Public Works, Bureau of Solid Waste Services is authorized to provide solid waste collection and disposal services to all residential and multi-family units within the City limits; and

**WHEREAS**, for the years 1996, 1997, 1998 and 1999, 963 Ponce de Leon paid the cost for Industrial container, plus street frontage for garbage collection and street maintenance: 1996: \$41.92 per each dwelling unit, plus \$124.24 per 100 linear feet or fraction thereof of paved street frontage; 1997: \$41.92 per each welling unit, plus \$124.65 per 100 linear feet or the fraction thereof of paved street frontage and 1998: \$49.88 per each dwelling unit, plus \$148.33 per 100 linear feet or the fraction thereof of paved street frontage; 1999: \$49.88 per each dwelling unit, plus \$148.33 per each 100 linear feet or fraction thereof of paved street frontage; and

**WHEREAS**, for the years 1996, 1997, 1998 and 1999, Nine Hundred and Sixty Three Ponce De Leon Inc., established private garbage collection services at 963 Ponce de Leon Ave, SW parcel identification number 14-0016-0011-007 effective January 1996; and

**WHEREAS**, Nine Hundred and Sixty Three Ponce De Leon Inc., requests a refund for overpayment of 1996, 1997, 1998 and 1999 Sanitary Service Charges for property at 963 Ponce de Leon Ave., SW parcel identification number 14-0016-0011-007; and

**WHEREAS**, the City of Atlanta, Department of Public Works, did not provide garbage collection services to property located at 963 Ponce de Leon Ave., SW parcel identification number 14-0016-0011-007 for the years 1996, 1997, 1998 and 1999 as confirmed by the Department of Public Works, Bureau of Solid Waste Services Collection Division September 13, 2001; and

**WHEREAS**, property at 963 Ponce de Leon Ave., SW Property identification number 14-0016-00117-007 is eligible to be charged the applicably rate for apartments, condominiums and town homes using private garbage collection; and

**WHEREAS**, the total Sanitary Service Charges amount for the years 1996, 1997 and 1998, were therefore paid and satisfied under Atlanta property tax bill; and accordingly paid 1999 and 2000 to the City of Atlanta Bureau of Treasury; and

**THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:**

**SECTION 1:** That the Chief Financial Officer is hereby directed to issue a refund in the amount of \$21,324.86 which represents the amount of overpayment.

**SECTION 2:** That all funds shall be charged and paid from Fund, Account and Center Number 1A01 529010 T31001.

**SECTION 3:** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

**LARGE ATTACHMENT:**

**DOCUMENT(S),**

**MANUAL(S)**

**OR**

**MAP(S)**

**NOT COPIED,**

**PULL ORIGINAL**

**FOR COPY OR TO VIEW**